

**In re Application of:**

Barry J. Marshall, et al.

Serial No.: 09/977,874

**Filed:** October 15, 2001

**Confirmation No.:** Unknown

**Title:** Composition For The Detection Of Gastrointestinal Disorders

Commissioner for Patents

U.S. Patent and Trademark Office  
Washington, DC 20231

Sir:

Sir:  
The following completes the filing of the above-identified patent application under Rule 52, 53, and/or 85:

- ☒ Rule 53 signed Declaration enclosed.  
☐ This is a Rule 54 filing per attached Petition.  
☐ Enclosed: Original signed Declaration with attached specification (including claims) which is a copy  
☐ specification/claims originally filed to secure above filing date.  
☐ Specification originally filed in non-English language; hence verified translation attached of:  
☐ Abstract ☐ \_\_\_ pages of Specification (only spec. & claims) ☐ Drawing Figs.  
☐ \_\_\_ sheet(s) of formal drawings enclosed: size: ☐ A4 ☐ 14" ☐ 8½ by 11  
☒ Attached is an assignment to Kimberly-Clark Worldwide, Inc.  
☐ Priority is hereby claimed under rule 55 and 35 U.S.C. 119 based on prior foreign application(s) no(s).  
☐ Filed in \_\_\_\_\_ on \_\_\_\_\_, respectively.

Certified copy (copies) ☐ attached; ☐ already filed on \_\_\_\_\_ in U.S. Application, Serial No. \_\_\_\_\_

"Small Entity" status under Rules 9 & 27 claimed. [ ] Attached: 52 Verified Statement(s) establishing "small entity."

- [ ] "Small Entity" status under Rules 9 & 27 claimed. [ ] Attached: \_\_\_\_\_ Verified State  
[X] Attached is the request return copy of the PTO Notice under Rule 52, 53, and/or 85.  
[X] Attached: \_\_\_\_\_ Recordation Form Cover Sheet  
[ ] Preliminary Amendment: \_\_\_\_\_

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED**  
**PER MPEP § 506 AND § 607**

<b>PER MPEP § 506 AND § 607</b>		<b>\$ 710.00</b>
If not earlier paid, add Basic Filing Fee		<b>\$ 0.00</b>
Total Effective Claims	<u>19</u> - 20 = <u>0</u> x \$18.00 =	<b>\$ 0.00</b>
Independent Claims	<u>3</u> - 3 = <u>0</u> x \$84.00 =	<b>\$</b>
If <u>any proper</u> multiple dependent claim (ignore improper) is present, add \$280.00 Filing Fee		<b>\$ 710.00</b>

Since PTO Notice under Rule 52, 53, and/or 85 set an original due date of January 21, 2002, petition is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$110; 2 months \$400; 3 months \$920; 4 months \$1440).

If this is the <u>first</u> time either signed Declaration filed or filing fee paid, add Surcharge (\$130)	\$	130.00
Subtotal	\$	840.00
If "small entity" status box above is X'd, enter half (1/2) of subtotal & <u>subtract</u>	\$	
Total =	\$	840.00
If "non-English" box above is X'd, add Rule 17(i) or (k) processing fee \$130.00	\$	
If "assignment" box is X'd, add recording fee (\$40.00)	\$	40.00
If "Rule 47" box above is X-d, add Petition fee \$130.00 Rule 17(h).	\$	
<b>TOTAL FEE ENCLOSED</b>	<b>\$</b>	<b>880.00</b>

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage paid at Washington, DC, and as addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Washington, DC 20231, on 05/03/2011.

January 22, 2002

Yolande R. Cook

(Typed or printed name of person mailing paper or fee)

Signature of person mailing paper or fee)

**Attention: Appl**

**Date:** January 22, 2002

**Attorney Docket No.: BAL-106(17349)**

**Art Unit: Unknown**

**Our Account No.: 04-1403**

**COPY OF PAPERS  
ORIGINALLY FILED**

**DORITY & MANNING**

**ATTORNEYS AT LAW, P.A.**

By Atty: Timothy A. Cassidy Reg. No. 38,024

Signature: [Signature]